IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE ELEVENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE K.C. BHANU**

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**WRIT PETITION NO : 20636 of 2003**

Between:

K. Srinivasa Rao, Retired S.B.I. employee,
Rajya Lakshmi Talkies Road, Near Vignana Bharathi
School, Vizianagaram.

**..... PETITIONER**

AND

1 The Chief General Manager, State Bank of India, Local Head Office,
Main Office, Hyderabad.
2 The Asst. General Manager, Region-V, State Bank of India,
Zonal Office, Visakhapatnam.
3 The Chief Manager, State Bank of India, Main Branch, Vizianagaram.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ or order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents as highly arbitrary and unconstitutional as violation of Art. 14 and consequentially set-aside the order dt. 28-8-2003 and direct the respondents to apply proper basic, calculate and grant the difference of salary and allowances paid to the petitioner from 1976 to the date of retirement 31-8-2002.

**Counsel for the Petitioner: MR.T.M.K.CHAITANYA**

**Counsel for the Respondents: MR. E.Madan Mohan Rao**

**The Court made the following :**

ORDER:

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Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

Several contentions have been raised in this Writ Petition. The case of the petitioner is that he is on reinstatement by virtue of the directions of the Industrial Tribunal, but his pay has not been properly fixed. On the other hand, the learned standing counsel appearing on behalf of the respondents vehemently contended that the pay has been properly fixed after his reinstatement and the same has been revised from time to time whenever there was revision in the pay scales. Therefore, the dispute is clearly a question of fact. Hence, without entering into merits of the case, the Writ Petition is disposed of directing the petitioner to file a comprehensive representation with calculations as to how he is entitled for the pay scales, and after filing the same, the respondents shall pass necessary orders thereon in accordance with law within a period of six weeks thereafter. No costs.

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11.07.2005

DRK

Copy to:

1 The Chief General Manager, State Bank of India, Local Head Office, Main Office, Hyderabad.
2 The Asst. General Manager, Region-V, State Bank of India, Zonal Office, Visakhapatnam.
3 The Chief Manager, State Bank of India, Main Branch, Vizianagaram.

4 Two CD copies.